



# EDWARDS LAW

JEFF EDWARDS

BOARD CERTIFIED – PERSONAL INJURY TRIAL LAW  
TEXAS BOARD OF LEGAL SPECIALIZATION  
jeff@edwards-law.com

SCOTT MEDLOCK

ATTORNEY AT LAW  
scott@edwards-law.com

DAVID JAMES

ATTORNEY AT LAW  
david@edwards-law.com

MIKE SINGLEY

ATTORNEY AT LAW  
mike@edwards-law.com

## VIA FACSIMILE AND EMAIL

January 18, 2019

Leah O'Leary  
Darren McCarty  
Jeannine Coggeshall  
Assistants Attorney General  
P.O. Box 12548, Capitol Station  
Austin, Texas 78711  
Fax. 512-936-2109  
leah.oleary@oag.texas.gov  
darren.mccarty@oag.texas.gov  
Jeanine.coggeshall@oag.texas.gov

RE: *Cole v. Livingston, et al.*, No. 4:14-cv-01698  
U.S. District Court, Southern District of Texas, Houston Division

Dear Leah:

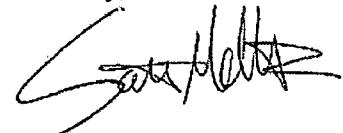
I write regarding the recent “shakedown” that occurred at the Pack Unit. According to inmates in E-Wing, carts were again not provided for inmates with disabilities to transport their belongings. This time, the problem seems to have been limited to inmates living in E-Wing.

According to the inmates I spoke with (whom I consider reliable), the officers searching the inmate property in A and B Wing conducted the property searches in the inmates’ cubicles. This seems a reasonable accommodation for inmates with mobility disabilities (who, it is my understanding, are predominantly housed in this buildings). Likewise, it is my understanding that carts were provided for the inmates with lifting and carrying restrictions living in C and D Wings. Again, this accommodation seems reasonable.

Unfortunately, according to the inmates I spoke with, this did not happen in E Wing. According to the inmates I spoke with, in E Wing, there is a small, adjacent recreation area where the property searches took place. Inmates in E Wing, including those with physical disabilities, were required to carry (or drag) all their property to this recreation area. Unfortunately, for the small number of inmates with significant physical disabilities living in E Wing, this posed an insurmountable obstacle. One inmate told me that he fell and injured himself while attempting to drag his property to the small recreation area. According to the inmates, this incident should have been recorded on video (which I respectfully ask you to preserve).

Please give me a call to discuss this matter. I understand the difficulty in proving that any of the above is retaliation (though several inmates have told me they heard officers making comments at the May 2018 shakedown that could suggest that motive). Nonetheless, these inmates' disabilities are also not being accommodated when readily available accommodations exist.

Sincerely,

A handwritten signature in black ink, appearing to read "Scott Medlock".

Scott Medlock